

CIVIL JURY TRIAL
MINUTE SHEET

DATE: JAN 5, 2011

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| United States District Court | Eastern District of Virginia - Richmond Division CLERK, U.S. DISTRICT COURT RICHMOND, VA |
| CASE TITLE <i>ePlus, Inc.</i> v. <i>Lawson Software, Inc.</i> | CASE NO: 3:09CV00620 JUDGE: Payne COURT REPORTER: Diane Deffron/Peggy Peterson/CRS |

MATTER COMES ON FOR: JURY TRIAL () MOTIONS BEFORE TRIAL: *Day*

TRIAL PROCEEDINGS:

JURY: APPEARED, SWORN, EXAMINED ON VOIR DIRE () EMPANELED, SWORN TO TRY ISSUE ()

WITNESSES EXCLUDED ON MOTION OF: PLAINTIFF(S) () DEFENDANT(S) () COURT ()

OPENING STATEMENTS MADE () OPENING WAIVED ()

PLAINTIFF(S) ADDUCED EVIDENCE () RESTED () MOTION ()

DEFENDANT(S) ADDUCED EVIDENCE () RESTED () MOTION ()

REBUTTAL EVIDENCE ADDUCED () SUR-REBUTTAL EVIDENCE ADDUCED ()

EVIDENCE CONCLUDED () ARGUMENTS OF COUNSEL HEARD ()

JURY CHARGED BY THE COURT () ALTERNATE JUROR(S) DISCHARGED ()

OBJECTIONS AND/OR EXCEPTIONS TO THE JURY CHARGE NOTED BY * JURY OUT:
DEFENDANT () GOVERNMENT () NONE NOTED () ** JURY IN:

INQUIRIES OF THE JURY RECEIVED; ANSWERED () ADDITIONAL CHARGE ()

JURY RETURNED VERDICT IN FAVOR OF PLAINTIFF(S) () MONETARY AWARD \$

JURY RETURNED VERDICT IN FAVOR OF DEFENDANT(S) ()

JURY UNABLE TO AGREE () MISTRIAL DECLARED () JURY DISCHARGED ()

CLERK TO ENTER JUDGMENT ON VERDICT () TRIAL EXHIBITS RETURNED TO COUNSEL ()

CASE CONTINUED UNTIL _____ AT _____.M. FOR _____

MOTION(S) AFTER VERDICT: Plaintiff continued to elude evidence. The Court ordered Lunch be provided for jurors. Lunch recess had. Plaintiff continued to elude evidence. Jurors home at 5:20 p.m. Court adjourned at 5:25 p.m.

Counsel for the Plaintiff(s): *Scott L. Robertson, Esq.* *Michael G. Strapp, Esq.*
Craig T. Morrissey, Esq. *David Young, Esq.*
*Jennifer A. Almont, Esq.*Counsel for the Defendant(s): *Daniel W. McDonald, Esq.* *Kirstin L. Stoll-Debell, Esq.*
Dabney J. Carr, Esq. *William D. Schultz, Esq.*

SET: 9:00 a.m. BEGAN: 9:30 a.m. VOIR DIRE: — ENDED: 5:25 TIME IN COURT: 5 hrs. 50 mins.

RECESSES: (20) Lunch: 1 hr.